

10/12/01
1009/974913
U.S. PRO

Applicant or Patentee: HUBSCHER ET AL.

Serial or Patent No.: _____ Atty. Dkt. No. 1

Filed or Issued: _____

For: A METHOD FOR THE VISUAL DETECTION OF SPECIFIC ANTIBODIES IN HUMAN SERUM BY THE USE OF LATERAL FLOW ASSAYS

j1059 U.S. PTO

**VERIFIED STATEMENT (DECLARATION) CLAIMING SMALL ENTITY STATUS
(37 CFR 1.9(f) AND 1.27 (c)) — INDEPENDENT INVENTOR**

10/12/01 I, the inventor, I hereby declare that I qualify as an independent inventor as defined in 37 CFR 1.9(c) for purposes of paying reduced fees under section 41(a) and (b) of Title 35, United States Code, to the Patent and Trademark Office with regard to the invention entitled A METHOD FOR THE VISUAL DETECTION OF SPECIFIC ANTIBODIES IN HUMAN SERUM BY THE USE OF LATERAL FLOW ASSAYS, described in

the specification filed herewith

application serial no. _____, filed _____

patent no. _____, issued _____

I have not assigned, granted, conveyed or licensed and am under no obligation under contract or law to assign, grant, convey, or license any rights in the invention to any person who could not be classified as an independent inventor under 37 CFR 1.9(c) if that person had made the invention, or to any concern which would not qualify as a small business concern under 37 CFR 1.9(d) or a nonprofit organization under 37 CFR 1.9(e).

Each person, concern or organization to which I have assigned, granted, conveyed, or licensed or am under an obligation under contract or law to assign, grant, convey, or license any rights in the invention is listed below.

no such person, concern or organization
 persons, concerns or organizations listed below*

* NOTE: Separate verified statements are required from each named person, concern or organization having rights to the invention averring to their status as small entities. (37 CFR 1.27)

FULL NAME DEXALL BIOMEDICAL LABS

ADDRESS 18904 BONANZA WAY GAITHERSBURG, MARYLAND 20879

INDIVIDUAL SMALL BUSINESS CONCERN NONPROFIT CORPORATION

I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate: (37 CFR 1.28(b)).

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this verified statement is directed.

THOMAS T. HUBSCHER

NAME OF INVENTOR

Signature of Inventor

9/20/2001

Date

GLEN M. FORD

NAME OF INVENTOR

Signature of Inventor

9/20/2001

Date

TERI M. RUPPENTHAL

NAME OF INVENTOR

Signature of Inventor

9/20/2001

Date

SIGNATURE: _____

DATE: _____

Dkt. No. Dexall-1

DECLARATION AND POWER OF ATTORNEY FOR PATENT APPLICATION

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (*if only one name is listed below*) or an original, first and joint inventor (*if plural names are listed below*) of the subject matter which is claimed and for which a patent is sought on the invention entitled A METHOD FOR THE VISUAL DETECTION OF SPECIFIC ANTIBODIES IN HUMAN SERUM BY THE USE OF LATERAL FLOW ASSAYS, the specification of which:

(check one) is attached hereto was filed on _____ as
 Application Serial No. _____ and
 was amended on _____
 (if applicable)

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations, §1.56(a).

I hereby claim foreign priority benefits under Title 35, United States Code §119 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

Prior Foreign Application(s)	Priority Claimed
<input type="checkbox"/>	<input type="checkbox"/>
(NUMBER)	(COUNTRY)
	(DAY/MONTH/YEAR FILED)
	YES NO

I hereby claim the benefit under Title 35, United States Code, §120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, §112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, §156(a) which occurred between the filing date of the prior application and the national or PCT international filing date of this applications:

<input type="checkbox"/>	09/689,682	10/13/00	PENDING
	(APPLICATION SERIAL NO.)	(FILING DATE)	(STATUS)
			(PATENTED, PENDING, ABANDONED)

POWER OF ATTORNEY: As a named inventor, I hereby appoint the following attorneys and/or agents to prosecute this application and transact all business in the Patent and Trademark Office connected therewith:

JONATHAN E. GRANT, Reg. No. 34,830

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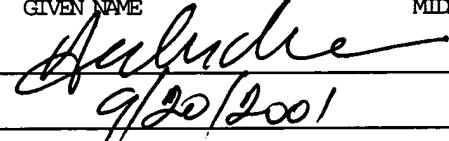
301-603-9071

I further declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine and imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or document or any patent issuing thereon.

Full name of sole or
first inventor

THOMAS	T.	HUBSCHER
GIVEN NAME	MIDDLE NAME	FAMILY NAME

Inventor's signature



9/20/2001

Date of signature

Residence

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Citizenship

U.S.

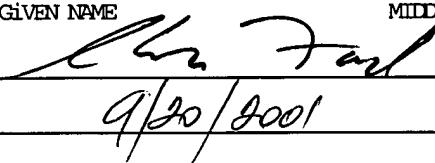
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Full name of
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Inventor's signature



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Date of signature

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Citizenship

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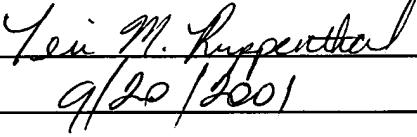
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Inventor's signature



9/20/2001

Date of signature

Residence

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